Case: 1:23-cv-00546-DAP Doc #: 38-40 Filed: 07/26/24 1 of 2. PageID #: 1228

From:

Bryan J Pesta

То:

John Fuerst; Emil Ole William Kirkegaard

Subject:

Re: Project renewal or close-out required for project #19090: DbGaP, Data Access Request, "Trajectories of

Complex Phenotypes (#67931-1)," July 15, 2018

Date:

Tuesday, August 20, 2019 2:53:11 AM

Cool, we got til 9/1

В

From: John Fuerst <j122177@hotmail.com> Sent: Monday, August 19, 2019 4:52 PM

To: Bryan J Pesta <b.pesta@csuohio.edu>; Emil Ole William Kirkegaard <the.dfx@gmail.com>

Subject: Re: Project renewal or close-out required for project #19090: DbGaP, Data Access Request,

"Trajectories of Complex Phenotypes (#67931-1)," July 15, 2018

Sorry, that was somewhat of an Emil reply (i.e., tell you what to do).

John's reply (i.e., tell you what I will do): Let me prepare something and get it to you by the end of the week. We will discuss then.

From: Bryan J Pesta <b.pesta@csuohio.edu> Sent: Monday, August 19, 2019 8:02 PM

To: Emil Ole William Kirkegaard <the.dfx@gmail.com>; John Fuerst <j122177@hotmail.com>

Subject: Fw: Project renewal or close-out required for project #19090: DbGaP, Data Access Request,

"Trajectories of Complex Phenotypes (#67931-1)," July 15, 2018

Guys, what are we doing with this one?

В

From: dbgap-reply@ncbi.nlm.nih.gov <dbgap-reply@ncbi.nlm.nih.gov>

Sent: Thursday, August 1, 2019 12:14 AM
To: Bryan J Pesta <b.pesta@csuohio.edu>
Cc: Lisa N Franklin <l.franklin@csuohio.edu>

Subject: Project renewal or close-out required for project #19090: DbGaP, Data Access Request,

"Trajectories of Complex Phenotypes (#67931-1)," July 15, 2018

This is an automated message from NCBI dbGaP (the Database of Genotypes and Phenotypes) Authorized Access system. Do not reply back to this message or send email to dbgap-reply@ncbi.nlm.nih.gov

Dear Bryan Pesta,

Dear Lisa Franklin,

Project name: DbGaP, Data Access Request, "Trajectories of Complex Phenotypes (#67931-

1)," July 15, 2018

This email is a reminder that you are approaching the end of the one-year data access period

DEFENDANT'S EXHIBIT

for your project; your data access expires in one month.

The Data Use Certification, which you and your institution agreed to when you completed your data access request, requires you to renew or close-out your project before the end of your access period, which expires on 2019-09-01

Even if you did not download or have not used the dbGaP data in the past year, you are still required to submit a project renewal request or complete the close-out process.

To begin the project renewal or close-out process, please log in to your dbGaP account and select the project renewal or close-out: <u>click here</u>.

Project and personnel information from your original project request will automatically appear in the project renewal or close-out form. However, please be prepared to provide additional information:

- Updates or revisions to your renewal request, such as the research use statement, collaborators, key personnel, if applicable.
- A summary of the progress made on your project since the initial request or most recent project renewal, including the potential significance of any findings. Include a description of whether and how the data were used, and reference the dataset(s) by name in your summary. Limit 1600 characters.
- Titles, authors, citations, meeting/abstract submission dates, as applicable, for all submitted or accepted publications, or presentations, since the initial request or last renewal.
- A description of any intellectual property generated (e.g., patents applications, proprietary software).
- Description of inappropriate data releases, data management, or other data security issues, if any. If a data management incident has occurred, please report it immediately to the DACs listed below. Data security incidents should always be reported within 24 hours of when the incident is identified.
- Please note: when you submit a close-out form, your Signing Official will receive an email requesting review of the close-out request and confirmation of data destruction. Your project will not be closed, and your responsibilities will not end, until the Signing Official completes the close-out process and you receive a project closure confirmation email.

If you are unable to login to dbGaP you likely need to reset your eRA Commons password as they expire every six months: <a href="https://public.era.nih.gov/commons/">https://public.era.nih.gov/commons/</a> Note that you can log in to dbGaP and renew or close projects even if you have been suspended (suspension pertains to downloading data and submitting new requests only).

For Signing Officials (SOs): A new resource for institutional oversight of dbGaP projects is available. Any institutional SO who has used dbGaP can now download spreadsheets with upto-date status information for ALL past and present dbGaP projects at your institution. Login to your dbGaP account and look for the links at the bottom of the "Signing Official's Projects" page.

If you have any questions or comments, please contact DAC staff by email to:

## • JAAMH: <u>JAAMH</u>

If you have any questions regarding Authorized Access Portal please contact the NCBI dbGaP Help Desk. Please do not reply to this message.